

Apr-07-05 02:18pm From-Cozen O'Connor

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(A) 167, 5.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001

03 MDL 1570 (RCC)
ECF Case

This document relates to:

Federal Insurance Company v. Al Qaida, et al., Case No. 03-CV-6978 (S.D.N.Y.)**STIPULATION AND ORDER REGARDING SCHEDULE TO
RESPOND TO COMPLAINT CONSOLIDATED UNDER MDL 1570**

It is HEREBY STIPULATED AND AGREED, by and between Plaintiffs in the above-referenced case consolidated under 03 MDL 1570 and Defendants African Muslim Agency, Ahmed Totonji, Grove Corporate, Heritage Education Trust, International Institute of Islamic Thought, Iqbal Unus, Jamal Barzinji, M. Omar Ashraf, M. Yaqub Mirza, Mar-Jac Investments, Mena Corporation, Mohammed Jaghli, Muhammad Ashraf, Reston Investments, Safa Trust, Sterling Charitable Gift Fund, Sterling Management Group, Taha Jaber Al-Alwani, and York Foundation (collectively, "Defendants"), by and through their undersigned counsel, subject to the approval of the Court, as follows:

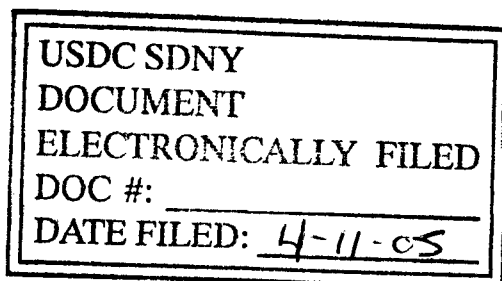
1. The Court previously approved Stipulations by and between counsel for Plaintiffs and defendants Ahmed Totonji and Mohammed Jaghli to respond to Plaintiffs' complaint on March 28, 2005.

2. On January 18, 2005, the Court denied without prejudice the motion to dismiss by African Muslim Agency, Grove Corporate, Heritage Education Trust, International Institute of Islamic Thought, Mar-Jac Investments, Mena Corporation, Reston Investments, Safa Trust, Sterling Charitable Gift Fund, Sterling Management Group, and York Foundation. *See* MDL Dkt. #632.

3. Currently pending before the Court is the motion to dismiss brought by

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defendants Iqbal Unus, Jamal Barzinji, M. Omar Ashraf, M. Yaqub Mirza, Muhamad Ashraf, and Taha Al-Alwani (the "Moving Defendants"). See MDL Dkt. #142. That motion is fully briefed and was argued before the Court on October 12 and 14, 2004.

4. In the interests of judicial economy and to avoid duplicative motions, it is hereby stipulated and agreed that Defendants shall have thirty (30) days from the date on which the Court decides Moving Defendants' motion to dismiss to answer or otherwise respond to Plaintiffs' complaint in the above-referenced case.

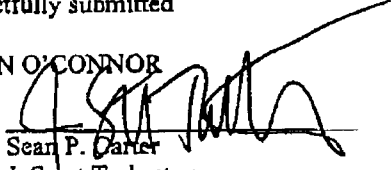
5. Plaintiffs shall have sixty (60) days from the date on which it is served with Defendants' responsive pleadings to file a response, if any. Defendants shall have twenty-one (21) days thereafter to file a reply to Plaintiffs' opposition.

6. This stipulation supersedes all previous stipulations between Plaintiffs and any Defendant.

Respectfully submitted

COZEN O'CONNOR

By:


 Sean P. Carter
 J. Scott Tarbutton
 1900 Market Street
 Philadelphia, PA 19103

Attorneys for Plaintiffs

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DLA PIPER RUDNICK GRAY CARY US LLP

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Attorneys for Defendants

SO ORDERED:


RICHARD CONWAY CASEY, U.S.D.J.

Dated: April 11, 2005

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